



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
<http://dpw.lacounty.gov>

GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

August 03, 2010

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

#24 AUGUST 3, 2010

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

**GRANT OF EASEMENT
FROM THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT
TO THE CITY OF LOS ANGELES
CENTINELA CREEK - PARCEL 252
IN THE CITY OF LOS ANGELES
(SUPERVISORIAL DISTRICT 2)
(3 VOTES)**

SUBJECT

This action will allow the Los Angeles County Flood Control District to grant an easement to the City of Los Angeles for public street purposes over Centinela Creek in the City of Los Angeles.

IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:

1. Acting as a responsible agency, find that this project is categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that the proposed grant of an easement for public street purposes and the subsequent use of said easement will not interfere with the use of Centinela Creek for any purposes of the Los Angeles County Flood Control District.
3. Approve the grant of an easement for public street purposes from the Los Angeles County Flood Control District to the City of Los Angeles over Centinela Creek, Parcel 252, in the City of Los Angeles, for \$24,381.

4. Instruct the Chair of the Board of Supervisors to sign the Easement document and authorize delivery to the City of Los Angeles.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to obtain approval from the County of Los Angeles Board of Supervisors (Board), acting as the governing body of the Los Angeles County Flood Control District (LACFCD), to allow LACFCD to grant an easement for public street purposes over Centinela Creek, Parcel 252, in the City of Los Angeles, to the City of Los Angeles (City). The City requested the easement as part of its La Tijera Boulevard Bridge Improvement Project.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1). The revenue from this transaction will help promote fiscal responsibility for the operation and maintenance of flood control facilities.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The City paid \$24,381 for the permanent rights required for this project. This amount has been deposited into the Flood Control District Fund.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Centinela Creek, Parcel 252, is located west of La Tijera Boulevard and north of the San Diego Freeway, in the City of Los Angeles.

The proposed grant of an easement is authorized by Section 2, Paragraph 13, of the Los Angeles County Flood Control Act. This Section provides as follows: "Said Los Angeles County Flood Control District is hereby declared to be a body corporate and politic, and as such shall have the power...13. To lease, sell or dispose of any property (or any interest therein) whenever in the judgment of said board of supervisors said property, or any interest therein or any part thereof, is no longer required for the purpose of the district or may be leased for any purpose without interfering with the use of same for the purposes of said district..."

The granting of this easement is not considered adverse to LACFCD and will not hinder the use of Centinela Creek for possible transportation, utility, or recreational corridors. Moreover, the Easement document reserves paramount rights for LACFCD purposes.

The enclosed Easement document has been approved by County Counsel as to form and will be recorded.

ENVIRONMENTAL DOCUMENTATION

This project is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15301(c) of the CEQA guidelines and Class 1(x), Subsections 11, 22,

and 23 of the Environmental Reporting Procedures and Guidelines adopted by your Board on November 17, 1987. These exemptions provide for the minor alteration of existing bridges without an increase in capacity. The City is the lead agency for this project and a Notice of Exemption was prepared by the City and filed with the Los Angeles County Registrar-Recorder/County Clerk on May 16, 2003.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This action allows for the joint use of the LACFCD's right of way without interfering with the primary mission of LACFCD.

CONCLUSION

Please return one adopted copy of this letter and the executed original Easement document to the Department of Public Works, Survey/Mapping and Property Management Division. Retain the duplicate for your files.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER
Director

GF:SGS:hp

Enclosures

c: Auditor Controller (Accounting Division - Asset
Management)
Chief Executive Office
County Counsel
Executive Office

DUPLICATE

RECORDING REQUESTED BY
AND MAIL TO:

City of Los Angeles
Bureau of Engineering
Bridge Improvement Program
221 North Figueroa Street, No. 350
Los Angeles, CA 90012-4399

Space Above This Line Reserved for Recorder's Use

THIS DOCUMENT IS EXEMPT FROM DOCUMENTARY TRANSFER TAX PURSUANT TO
SECTION 11922 OF THE REVENUE & TAXATION CODE.

THIS DOCUMENT IS EXEMPT FROM RECORDING FEES PURSUANT TO SECTION
27383 OF THE GOVERNMENT CODE.

Assessor's Identification Number:
4103-005-901 (Portion)

EASEMENT DEED

For a valuable consideration, receipt of which is hereby acknowledged, the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, a body corporate and politic (hereinafter referred to as DISTRICT), does hereby grant to the CITY OF LOS ANGELES, a municipal corporation (hereinafter referred to as CITY), an easement for public street purposes in, on, over, and across the real property in the City of Los Angeles, County of Los Angeles, State of California, described in Exhibit A, and shown on and delineated on Exhibit B, both of which are attached hereto and by this reference made a part hereof.

Subject to all matters of record and to the following reservation and conditions, which CITY, by the acceptance of this Easement and/or the exercise of any of the rights granted herein, agrees to keep and perform, viz:

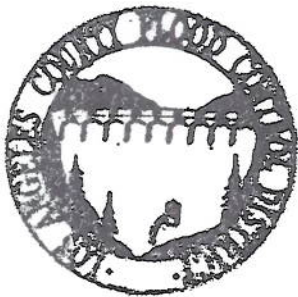
1. DISTRICT reserves the paramount right to use said land for flood control purposes.
2. CITY agrees that it will not perform or arrange for the performance of any construction or reconstruction work in, on, over, and across the land herein described until the plans and specifications for such construction or reconstruction work shall have first been submitted to and been approved in writing by the Chief Engineer of the Los Angeles County Flood Control District. Such approval by DISTRICT shall not be interpreted or inferred as an endorsement or approval as to the design, accuracy, correctness, or authenticity of the information shown on the submitted plans and specifications. Furthermore, such approval cannot be relied upon for any other purpose or by any third party for any reason whatsoever. DISTRICT does not accept ownership or responsibility for the improvements.
3. CITY agrees that it shall indemnify, defend, and save harmless DISTRICT, its officers, agents, and/or employees, from any and all claims, demands, liability, loss, damage, or expense to which DISTRICT, its officers, agents, and employees may be subjected as the result of any act or omission by CITY, its officers, agents, and/or employees, arising out of the exercise by CITY, its officers, agents, employees, or contractors of any of the rights granted to it by this Easement document.

CENTINELA CREEK 252
190-RW 15
S.D. 2 M0823008
Project ID: MPR0000005

4. It is expressly understood that DISTRICT will not be called upon to construct, repair, maintain, or reconstruct any structure or improvement to be erected or constructed pursuant to this Easement document.
5. The provisions and agreements contained in this Easement document shall be binding upon CITY, its successors and assigns.

To the extent any lawful assessment be levied pertaining to the area to which this easement applies and to the extent that the assessment is based on the structures and improvements being constructed under the authority of this easement and provided further that the assessment be levied following CITY's exercise of these easement rights to construct such structures and improvements, CITY agrees to pay on behalf of DISTRICT, that part of any such assessment levied against DISTRICT, which is based on the value contributed to that area by CITY's said improvements.

Dated August 3, 2010



LOS ANGELES COUNTY FLOOD CONTROL DISTRICT,
a body corporate and politic

By Gloria Molina
Chair, Board of Supervisors of the
Los Angeles County Flood Control District

(LACFCD-SEAL)

ATTEST:

SACHI A. HAMAI, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

By [Signature]
Deputy

DB:bw

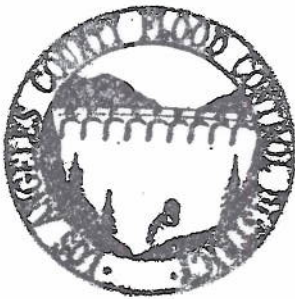
P:\CONF\CENTINELA CRK 252.DOC RVSD 5510

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

On January 6, 1987, the Board of Supervisors for the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies, and authorities for which said Board so acts adopted a resolution pursuant to Section 25103 of the Government Code that authorized the use of facsimile signatures of the Chair of the Board on all papers, documents, or instruments requiring the Chair's signature.

The undersigned hereby certifies that on this 3 day of August, 2010, the facsimile signature of GLORIA MOLINA, Chair of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, was affixed hereto as the official execution of this document. The undersigned further certifies that on this date a copy of the document was delivered to the Chair of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT.

In witness whereof, I have also hereunto set my hand and affixed my official seal the day and year above written.



SACHI A. HAMAI, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

By [Signature]
Deputy

(LACFCD-SEAL)

APPROVED AS TO FORM

ANDREA SHERIDAN ORDIN
County Counsel

By [Signature]
Deputy

APPROVED as to title and execution, _____, 20____.
DEPARTMENT OF PUBLIC WORKS Survey/Mapping & Property Management Division
Supervising Title Examiner
By _____

CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by the deed or grant herein, dated _____, from the Los Angeles County Flood Control District, a body corporate and politic, to the City of Los Angeles, a municipal corporation, is hereby accepted pursuant to authority conferred by Ordinance No. 171355, adopted October 23, 1997, by the City Council of the City of Los Angeles, and the grantee consents to the recordation thereof by its duly authorized officer.

By _____
Authorized Officer

Dated _____

EXHIBIT A

File with: **CENTINELA CREEK 252**
190-RW 15
A.P.N. 4103-005-901 (Portion)
T.G. 702 (J1)
I.M. 099-157
S.D. 2
M0823008

LEGAL DESCRIPTION

(Grant of easement for public street purposes)

That portion of that certain parcel of land in the northwest quarter of Section 29, Township 2 South, Range 14 West, in the Rancho Aguaje de la Centinella, in the City of Los Angeles, County of Los Angeles, State of California, described as PARCEL 2 in deed to LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, recorded in Book D6914, page 654, of Official Records, in the office of the Registrar-Recorder/County Clerk of said county, more particularly described as follows:

Beginning at the intersection of the northwesterly sideline of La Tijera Boulevard, 100 feet wide, as described in deed to the City of Los Angeles, recorded in Book 12372, page 343, of said Official Records, and the northeasterly line of said PARCEL 2; thence South $43^{\circ}09'14''$ West along said northwesterly sideline, a distance of 32.99 feet to a point on the southwesterly line of said PARCEL 2, said point being on a non-tangent curve concave to the southwest and having a radius of 488.70 feet, a radial of said curve to said point bears North $33^{\circ}02'58''$ East; thence northwesterly along said curve through a central angle of $5^{\circ}31'48''$, an arc distance of 47.17 feet to a point on a non-tangent curve concave to the southeast and having a radius of 1,318.57 feet, a radial of said last-mentioned curve to said last-mentioned point bears North $44^{\circ}43'47''$ West; thence northeasterly along said last-mentioned curve through a central angle of $1^{\circ}36'00''$, an arc distance of 36.82 feet to the northeasterly line of said PARCEL 2;

thence South 55°30'37" East along said northeasterly line, a distance of 44.60 feet to the point of beginning.

Containing: 1,548± s.f.

This real property description has been prepared in conformance with the Professional Land Surveyors Act. The signatory herein is exempt pursuant to Section 8726 of the California Business and Professions Code.

APPROVED AS TO DESCRIPTION

COUNTY OF LOS ANGELES

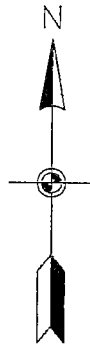
By _____

SUPERVISING CADASTRAL ENGINEER III
Survey/Mapping and
Property Management Division

As shown on EXHIBIT "B" attached hereto and made a part thereof.

CENTINELA CREEK

REF: MAP NO. 190-RW 15



NOT TO SCALE

TRACT NO. 51904
M.B. 1227/5-9
PACIFIC ELECTRIC RAILROAD RIGHT-OF-WAY
CENTINELA CREEK

OR D6914-654
LACFCO (FEE)

252
A

SAN DIEGO FRWY

LA TIJERA BLVD

$\Delta=1^{\circ}36'00''$
 $R=1318.57$
 $L=36.82$

$N44^{\circ}43'47''W (R)$
 $(R=1318.57)$

$\Delta=5^{\circ}31'48''$
 $R=488.70$
 $L=47.17$

$N33^{\circ}02'58''E (R)$

$S55^{\circ}30'37''E$
44.60
 $A=1548 \pm SF$
32.99
 $S43^{\circ}09'14''W$

100

100

EXHIBIT "B"